

City of



DATE: January 3, 1986

TO: Development Services Personnel

FROM: *George A. Kerber*
GEORGE A. KERBER, Director
Development Department

SUBJECT: FORMALIZATION OF DEPARTMENTAL POLICY REGARDING
ITS RECOGNITION OF FRESNO COUNTY SPECIAL PERMITS
UPON ANNEXATION

It has come to my attention that there is a need to formalize a long-standing policy concerning the Department's acceptance of Fresno County special permits upon annexation.

Through public statements by myself and other staff members, it has been assumed that all members of the Department were aware of the policy of recognizing Fresno County special permits following annexation of the affected territory to the City. Apparently, that is not the case and, thus, this memorandum.

All variance permits, conditional use permits, site plan review permits and Director review permits issued by the County of Fresno are acknowledged by the City. If, for example, a church had been established by virtue of a County conditional use permit, it is annexed to the City with all of the conditions and provisions set forth in that permit. It is not annexed as a nonconforming use.

This policy does not apply to construction or fire codes or the State-mandated requirements for the physically handicapped when they have not been addressed by the County. In those instances, an effort shall be undertaken by the Department to obtain the required improvements from the applicant prior to the issuance of a building permit. Similar efforts may be appropriate for certain off-street parking or street dedication and improvements that might be in conflict with City standards. However, if the applicant refuses to cooperate, the County's requirement, as shown on the approved special permit, shall be acknowledged.

GAK/KWH

c: Al Solis
Hubert St John

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